CHITALDRUG TOWN MUNICIPALITY.

Notification dated 8th May 1934.

The right to collect fees on markets on shandy days as noted in the Schedules A and B during the official year 1934-35 will be sold by public auction at the places and on the dates specified against each gate.

2. Persons intending to bid at the sales must attend in person or by a duly accredited agent. Every such person should deposit beforehand an amount of Rs. 200 as earnest money and the successful bidder must further deposit immediately after the close of the sale the balance to make up one-sixth of the sale amount, failing which the earnest money will be forfeited to the Municipality and the right to collect tolls will be resold at his risk. He shall further be liable to make good to the Municipality all losses accruing from the resale but he shall not be entitled to the additional profits, if any, that may be realised by such resale. The deposits of all the unsuccessful bidders will be returned at the close of the sale, but no portion of the whole amount taken as deposit by the successful bidder who will be called the contractor, will be refundable to him till the contract is fulfilled.

3. The sale will not become absolute until confirmed by the authority, noted in Schedule A, who reserves the final power of refusing or accepting without assigning any reason whatever, the highest or any bid that may be offered.

4. The contractor shall, within fifteen days of the receipt of intimation of confirmation of the sale in his favour, execute an agreement on a duly stamped paper binding himself and his heirs to observe the conditions hereinafter set forth and to be subject to the penalties, forfeitures liabilities referred to there in and shall furnish if he does not hold property in Mysore, at least two sureties who own sufficient property in the Mysore State for the due performance of the contract and if he is a non-resident foreigner he shall be deemed to have agreed to submit himself to the jurisdiction of the Civil Courts in Mysore and to be bound by any decree, *ex parte* or otherwise, that may be passed against him by such courts for any sums due in respect of the contract amount.

5. The contract shall not be transferred by sale, gift or otherwise or sub-lease without the previous sanction of the Municipal Council.

6. The contract amount shall be paid in twelve equal monthly instalments in advance on the first day of every month to the Municipal Office. The contractor shall also pay along with the instalments the authorised Local, Railway and Educational Cesses, if any, at the prescribed rates.

7. The contractor shall have no claim to the fees recovered from persons compounding the payment of toll in accordance with the standing rules and orders approved by Government.

8. Interest at 9 per cent per annum shall be levied on all overdue amounts till date of payment.

9. The amount due by the contractor or his sureties shall be recoverable as arrears of revenue.

10. The contractor shall collect tolls only at the rates and at the gates on the traffic specified in Schedules A and B.

11. The contractor shall give to the person paying the toll a proper receipt showing the date and hour of payment of toll.

12. The contractor shall keep at the toll-gate true accounts of the daily collections and of the traffic passing through the toll-gates. These accounts shall be open to the inspection of the President and any person authorised by the President in this behalf. He shall, if required by the President, furnish to the Municipal Office at the end of every month a true return for the month showing the traffic passing through the gate in a prescribed form.

13. The contractor will have the use of the existing toll house and gate without payment of any rent, and he should keep them in good repair, failing which the cost of the repair will be recovered from the contractor. If any toll-gate or house is required, it will be put up at the cost of the Municipal Council.

14. The contractor shall not be entitled to any remission of the contract amount or to any compensation on any account of any seasonal conditions or any other cause whatever.

15. The contractor and his employees shall always behave courteously towards the travelling public and shall not harass them or give them trouble of any kind and he shall maintain at the toll-gate a book, wherein travellers may record complaints, and forward true extracts thereof once a week to the President.

16. The contractor shall conform generally to the rules published in the late Chief Commissioner's Notification No. 274, dated 4th November 1876, as revised from time to time. He shall recognize all exemptions made by the Statute or rules in force for the time being. He shall pay special attention to the points mentioned below :—

(i) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate.

(ii) Animals drawing any vehicles for which toll can be demanded are not also to be charged with toll.

(iii) No toll shall be levied afresh on any cart, etc., passing along the toll-gate if within a period of twenty-four hours computing from sun-rise to sun-rise a toll has been collected thereon at a toll-gate, in the Mysore State or a toll-gate in British India in respect of which the Government have secured reciprocity for exemption in consultation with British Authorities.

(iv) Carts laden with bone or other substance as manure shall be treated as unladen and tolled accordingly.

(v) No toll shall be levied on foot passengers.

(vi) No toll shall be levied for the passage of troops, or military stores, or equipages or of Police officers in uniform on duty or of any person or property in their custody or of any property *bona fide* belonging to Government, the proof of which should be established by the production of a pass or certificate from any officer of the Department to which the property belongs, such officer being duly authorised by the Deputy Commissioner or by Government to grant such certificates or passes. Such pass or certificate should be delivered up at the last toll-gate passed by the cart, or carriage, conveying such property before it reaches the destination noted in such pass or certificate.

(vii) No toll shall be levied for the passage of carriages or carts, etc.—

(*a*) Belonging to the Municipal Council, and conveying Municipal servants on duty or property in the custody of such servants.

(*b*) Belonging to His Highness the Maharaja or His Highness the Yuvaraja.

(*c*) Belonging to the Honourable the British Resident in Mysore and his staff, *viz.*, the Secretary to the Resident, the Residency Surgeon and the Personal Assistant to the Resident.

(*d*) Belonging to the Dewan of Mysore.

(*e*) Engaged by the Postal Department exclusively to carry mails.

(*f*) Belonging to a person who has compounded with the proper authorities in accordance with the rules framed by Government.

(*g*) Conveying British or Mysore Military Officers on duty; and

Note.—(*a*) To entitle an officer to pass a toll-gate without payment as being on duty he must fulfil at least one of the following conditions:—

(1) be travelling in a Staff Car;

(2) to wear uniform;

(3) be in possession of a toll pass issued by Headquarters, Madras District; or Chief Commandant, Mysore State Troops, as the case may be.

Toll passes to be issued by the Chief Commandant should include the nature of duty and the period of validity.

(4) Officers passing toll-gates on duty otherwise than in uniform will enter in a book, kept by the toll-gate keeper for that purpose, their rank, name and nature of duty on which they are travelling.

(viii) Belonging to the Heads of Mutts who hold a rahadari issued by a competent authority.

(ix) Four carts belonging to the Murgi Mutt.

(x) No toll shall be levied on the vehicles of the Agricultural Department if they produce a certificate issued by the Director of Agriculture that the vehicle belongs to the Agricultural Department and are conveying Government articles.

(xi) Belonging to Amrut Mahal Department.

(xii) Licensed by the Municipal Council.

(xiii) Assessed by the Municipal Council to Municipal taxation provided the tax has been paid in advance.

(xiv) Belonging to Government servants travelling on duty who are certified by the respective immediate superiors as being not entitled to travelling allowances.

17. Any breach of the above conditions or rules on the part of the contractor or his servants will entail the forfeiture of the deposit or the levy of the fine not exceeding Rs. 50 for each infringement. If the fine be not paid or in the event of instalments or other sums due are not paid within the prescribed date, it shall be competent to the President, to suspend further collection of toll by the contractor and dispose of the right to collect the toll during the remaining period by a resale or otherwise. The resale will be held at the risk of the defaulting contractor who shall be liable to make good all losses accruing but shall not be entitled to any profits arising from the resale.

18. The imposition of fine or resale of the contract shall be no bar to the prosecution of the contractor or his employees for any offence or to the institution of other legal steps against them under any law in force for the time being.

19. The contractor should arrange at his own cost for the provision of Danger Light 100 yards off on either side of toll-gates.

20. The contractor should also bind himself to the other conditions that may be imposed by the Officer conducting the sales (at the time of sales).

21. Defaulters will not be allowed to bid at the sales.

22. Situation of gates noted in Schedule A (2) is subject to variation when shifting the shandy to the new site.

SCHEDULE A.

1.	Name of toll-gate or bridge ...	Chitaldrug Municipality
2.	Situation of the gate	*East.*—One hundred and twenty-fourth mile stone near Obalagowda's house. *West.*—Boundary stone near the bridge in front of Lakshminarayana Ginning Factory. *North.*—Chikkavirappa's field. *South.*—Santebagal.
3.	Whether toll is to be levied on through traffic, in-coming traffic, or out-going traffic.	On shandy days.
4.	Traffic specially exempted from payment of toll on account of the peculiar situation of the toll-gate or the special requirements to the people near the toll-gates.	Nil.
5.	Amount of deposit required in cash ...	One-sixth of the sale amount realised.
6.	Place of sale ...	President's Office.
7.	Date of sale ...	16th June 1934 (Saturday).
8.	Officer conducting the sale ...	President or any other officer authorised by him.
9.	Officer confirming the sale ...	President in Council.

SCHEDULE B.

1.	Details of traffic ...	1. For every cart-load of articles, shop of rice, cloth and other things sold on a large scale occupying more than two square yards—one anna. 2. For every load, horse, bullock and ass, etc., and on all other shops within a space of two square yards, and kambli shops—six pies. 3. For every petty shop within a space of one square yard—three pies.

Note 1.—No fees should be levied on head loads of fuel and grass that pass through shandy limits for sale and no fees should also be levied on carts brought into shandy limits by residents of Chitaldrug to take home their goods brought in shandy.

2. Boundaries will be clearly explained to the intending bidders at the time of sale.

3. No market fee on carts will be levied. The fees will be only in respect of articles brought for sale.

4. No fee need be levied on through traffic.

Notification, dated 8th May 1934.

The right to collect tolls at the Toll-gates as noted in Schedules A and 'B' during the official year 1934-35, will be sold by public auction at the places and on the dates specified against each gate.

2. Persons intending to bid at the sales must attend in person or by duly accredited agent. Every such person should deposit beforehand an amount of Rs. 300 as earnest money and the successful bidder must further deposit immediately after the clorse of the sale the balance to make up one-sixth of the sale amount, failing which the earnest money will be forfeited to the Municipality and the right to collect tolls will be resold at his risk. He shall further be liable to make good to the Municipality all losses accruing from the resale but he shall not be entitled to the additional profits, if any, that may be realised by such resale. The deposits of all the unsuccessful bidders will be returned at the close of the sale, but no portion of the whole amount taken as deposit by the successful bidder who will be called the contractor, will be refundable to him till the contract is fulfilled.

3. The sale will not become absolute until confirmed by the authority noted in Schedule 'A,' who reserves the final power of refusing or accepting without assigning any reason whatever the highest or any bid that may be offered.

4. The contractor shall, within fifteen days of the receipt of intimation of the confirmation of the sale in his favour, execute an agreement on a duly stamped paper binding himself and his heirs to observe the conditions hereinafter set forth and to be subject to the penalties, forfeitures and liabilities referred to therein and shall furnish, if he does not hold property in Mysore at least two sureties who own sufficient property in the Mysore State for the due performance of the contract and if he is a non-resident foreigner, he shall also be deemed to have agreed to submit himself to the jurisdiction of the Civil Courts in Mysore and to be bound by any decree *ex-parte*, or otherwise, that may be passed against him by such courts for any sums due in respect of the contract amount.

5. The contract shall not be transferred by sale, gift or otherwise or sub-lease without the previous sanction of the Municipal Council.

6. The contract amount shall be paid in twelve equal monthly instalments in advance on the first day of every month to the Municipal Office. The contractor shall also pay along with the instalments the authorised Local Railway and Educational Cesses, if any, at the prescribed rates.

7. Fees recovered from persons compounding the payment of toll in accordance with standing rules and orders approved by Government shall be kept at the credit of the contractor and adjusted towards last instalment or instalments as the case may be. No exemptions can be claimed in the case of motor buses, cars and lorries kept for hire and such vehicles will not be licensed by the Municipality. They may compound after paying the fees fixed and noted in Schedule B.

8. Interest at 9 per cent per annum shall be levied on all over due amounts till date of payment.

9. The amount due by the contractor or his sureties shall be recoverable as arrears of revenue.

10. The contractor shall collect tolls only at the rates and at the gate on the traffic specified in Schedules A and B.

11. The contractor shall give to the person paying the toll a proper receipt showing the date and hour of payment of toll.

12. The contractor shall keep at the toll-gate true accounts of the daily collections and of the traffic passing through the toll-gate. These accounts shall be open to the inspection of the President and any person authorised by the President in this behalf. He shall, if required by the President, furnish to the Municipal Office at the end of every month, a true return for the month, showing the traffic passing through the gate in prescribed form.

13. The contractor will have the use of the existing toll-house and gate without payment of any rent, and he should keep them in good repair, failing which, the cost of repair will be recovered from the contractor. If any toll-gate or house is required, it will be put up at the cost of the Municipal Council.

14. The contractor shall not be entitled to any remission of the contract amount or to any compensation on account of seasonal conditions or any other cause whatever.

15. The contractor and his employees shall always behave courteously towards the travelling public and shall not harass them or give them trouble of any kind and he shall maintain at the toll-gate a book, wherein travellers may record complaints, and forward true extracts thereof once a week to the President.

16. The contractor shall conform generally to the rules published in the late Chief Commissioner's Notification No. 274, dated 4th November 1876, as revised from time to time. He shall recognize all exemptions made by the statute or rules in force for the time being. He shall pay special attention to the points mentioned below:—

(i) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate.

(ii) Animals drawing any vehicles for which toll can be demanded are not also to be charged with toll.

(iii) No toll shall be levied afresh on any cart, etc., passing along the toll-gate if within a period of 24 hours computing from sunrise to sunrise a toll has been collected thereon at a toll-gate in the Mysore State or at a toll-gate in British India in respect of which the Government have secured reciprocity for exemption in consultation with British Authorities.

(iv) Carts laden with bone or other substance as manure shall be treated as unladen and tolled accordingly.

(v) No toll shall be levied on foot passengers.

(vi) No toll shall be levied for the passage of troops, or Military stores, or equipages or of Police officers in uniform on duty or of any person or property in their custody or of any property *bona fide* belonging to Government, the proof of which should be established by the production of a pass or certificate from any officer of the Department to which the property belongs, such officer being duly authorised by the Deputy Commissioner or by Government to grant such certificates or passes. Such pass or certificate should be delivered

up at the last toll-gate passed by the cart, or carriage conveying such property before it reaches the destination noted in such pass or certificate.

(vii) No toll shall be levied for the passage of carts, etc. :—

(*a*) Belonging to the Municipal Council and conveying Municipal servants on duty or property in the custody of such servants ;
(*b*) Belonging to His Highness the Maharaja, or His Highness the Yuvaraja ;
(*c*) Belonging to the Honourable the British Resident in Mysore ; and his staff, *viz.*, the Secretary to the Resident, the Residency Surgeon and the Personal Assistant to the Resident ;
(*d*) Belonging to the Dewan of Mysore ;
(*e*) Engaged by the Postal Department exclusively to carry mails ;
(*f*) Belonging to a person who has compounded with the proper authorities in accordance with the rules framed by Government ; and
(*g*) Conveying British or Mysore Military Officers on duty.

NOTE.—(*a*) To entitle an officer to pass a toll-gate without payment as being on duty he must fulfil at least one of the following conditions :—

(1) be travelling in a staff car.
(2) be wearing uniform.
(3) be in possession of the toll-pass issued by Headquarters, Madras District ; or the Chief Commandant, Mysore State Troops, as the case may be.

Toll passes to be issued by the Chief Cammandant should include the nature of duty and the period of validity.

(4) Officers passing toll-gates on duty otherwise than in uniform will enter in a book kept by the toll-gate-keeper for that purpose, their rank, name and nature of duty on which they are travelling.

(viii) Belonging to the Heads of Mutts who hold a Rahadari issued by a competent authority.
(ix) Four carts belonging to the Murgi Mutt.
(x) No toll shall be levied on the vehicles of the Agricultural Department if they produce a certificate issued by the Director of Agriculture, that the vehicles belong to the Agricultural Department and are conveying Government articles.
(xi) Belonging to Amrut Mahal Department.
(xii) Licensed by the Municipal Council.

Note.—No license will be issued in the case of motor buses, cars and lorries kept for hire.

(xiii) Assessed by the Municipal Council to Municipal taxation provided the tax has been paid in advance.
(xiv) Belonging to Government servants travelling on duty who are certified by their respective immediate superiors as being not entitled to travelling allowances.
(xv) No toll shall be levied on.

(1) Carts, etc., for the supply of jelly, stone, mud and other materials engaged by the Municipal contractors for the execution of all the works pertaining to the Municipality.
(2) Carts, etc., for the supply of jelly, stone, mud and other materials engaged by the D. P. W. contractors for the repairs of roads belonging to D. P. W. within the Municipal limits.

17. Any breach of the above conditions or rules on the part of the contractor or his servants will entail the forfeiture of the deposit or the levy of a fine not exceeding Rs. 50 for each infringement. If the fine be not paid or in the event of instalments or other sums due are not paid within the prescribed date, it shall be competent to the President to suspend further collection of toll by the contractor and dispose of the right to collect the toll during the remaining period by a resale or otherwise. The resale will be held at the risk of the defaulting contractor who shall be liable to make good all losses accruing but shall not be entitled to any profits arising from the resale.

18. The imposition of the fine or resale of the contract shall be no bar to the prosecution of the contractor or his employees for any offence or to the institution of other legal steps against them under any law in force for the time being.

19. The contractor should arrange at his own cost for the provision of danger lights 100 yards off on either side of toll-gates.

20. The contractor should also bind himself to the other conditions that may be imposed by the officer conducting the sales (at the time of sales).

21. Defaulters will not be permitted to bid at the sales.

22. In case of disputes, the President's decision will be final.

SCHEDULE A.

1.	Name of toll-gate	Chitaldrug Municipality—
2.	Situation of the gate	*East.*—Near the junction of Hiriyur and Challakere Roads. *West.*—Near Barageramma's temple in Holalkere Road and near West Patent Press in Davangere Road. *North.*—Near Venkataramanaswami temple near Forest Lodge, near the road leading to Gopalapura and near Santhehonda. *South.*—Jogimatti Road.
3.	whether toll is to be levied on through traffic in-coming traffic or out-going traffic.	In-coming (only).
4.	Traffic specially exempted from payment of toll on account of the peculiar situation of the toll-gate or the special requirements to the people near the toll-gate.	Nil.
5.	Amount of deposit required in each ...	One-sixth of the sale amount realised.
6.	Place of sale ...	Municipal President's Office.
7.	Date of sale ..	16th June 1934 (Saturday).
8.	Officer conducting the sale ...	President or other officer authorised by him.
9.	Officer confirming the sale ...	President in Council.

SCHEDULE B.

Details of traffic—

		Rs.	a.	p.
1.	Laden carts, per cart	0	4	0
2.	Empty carts, per cart	0	2	0
3.	Motor cars, each	0	8	0
4.	Motor buses, each	0	8	0
5.	Motor bicycles, each	0	4	0
6.	Ordinary bicycles, each	0	2	0
7.	Springed vehicles, each	0	4	0

Compounding fees for the motor buses, cars and lorries kept for hire Rs. 150-0-0. This should be paid to the Municipal President's Office and receipt obtained therefor.

N.B.—1. Carts laden with fuel, grass, fodder, earth, bricks, stones and slabs will be treated as empty carts.

2. Carts containing two days' supply of grass, fodder and gram (not more than 10 seers), and necessary things for the driver with food stuff (not more than 7 seers) will not be considered as laden carts.

3. In the case of carts on through traffic, an interval of one hour and 15 minutes is allowed for passing from one gate to another. No fee should be levied on such carts.

4. In the case of motor cars, buses and lorries, an interval of 30 minutes only is allowed.

5. The toll contractor should set his timings at the gates every day in accordance with the time kept in the Municipal Office.

M. RAMASWAMIYA,
President.